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	Application	Number	09/889,746	
TRANSMITTAL	Filing Date		December 31, 2001 ventor Ruelle, Jean-Louis 1645	
FORM	First Named	Inventor		
(to be used for all correspondence after initial filing	ng) Group Art Ur	it		
	Examiner Na	me	Baskar, P.	
Total Number of Pages in This Submission	Attorney Doc	Attorney Docket Number BM45352		
ENCLOSURES (check all that apply)				
Fee Transmittal Form Fee Attached	ssignment Papers for an Application) Irawing(s) Icensing-related Paper letition retition to Convert to a rovisional Application ower of Attorney, Revelange of Corresponded diress reminal Disclaimer Request for Refund CD, Number of CD(s)	ocation ince	After Allowance Communication to Group Appeal Communication to Board of Appeals and Interferences Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Other Enclosure(s) (please identify below): Acknowledgment Postcard	
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT				
Firm or Individual name Teresa O. Bittenbender, Reg. # 47,425				
Signature Lesse O Catherl				
Date 100 28, 2002				
CERTIFICATE OF MAILING				
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Serial No.: 09/889,746

Group Art Unit: 1645

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TERESA O. BITTENBENDER, REG. NO. 47,425

ATTORNEY FOR APPLICANT

Attorney Docket No. BM45352

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ruelle, Jean-Louis

Serial No.: 09/889,746 Filed: December 31, 2001

For: Novel Compounds

Group Art Unit No.: 1645 Examiner: Baskar, P.

Commissioner For Patents Washington, D.C. 20231

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

This Response to Restriction Requirement and Preliminary Amendment (herein after referred to as "Response and Amendment") is responsive to the Office Communication mailed November 14, 2002 (Paper No. 6) (herein referred to as "Office Action"). Applicants respectfully request entry of this Response and Preliminary Amendment.

This Response and Preliminary Amendment is timely filed. Should this Response and Amendment not be considered timely filed, Applicants hereby request a retroactive extension of time to file for the number of months required to maintain pendancy of the Application. If an Extension is deemed necessary, please consider this Paper to comprise a Petition for such an Extension and authorization to charge Deposit Account No. 50-0258 for the associated fees.

Remarks

Claims 25-46 were pending. Claims 25-46 were subject to a five (5) way Restriction

Serial No.: 09/889,746 Group Art Unit: 1645

Requirement and a species election requirement between SEQ ID NOS:1-8.

Election/Restriction

Applicants hereby elect to prosecute Group I (claims 25, 27, 29, 31, 32, 35, 40, 41 and 44, drawn to a polypeptide, fusion protein, vaccine and a method for inducing an immune response using a polypeptide. Further, Applicants hereby elect to prosecute SEQ ID NO:2.

Closing Remarks

Entry of the Response and Amendment and allowance of the pending claims are respectfully requested.

Respectfully submitted,

Teresa O. Bittenbender Registration No. 47,425 Attorney for Applicant

November 26, 2002

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